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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Martin B. Wax, M.D.

Serial No. 10/768,266

Filed January 30, 2004

For COMPOSITIONS OF AN AQUAPORIN MODULATING AGENT AND AN
AQUEOUS HUMOR MODULATING AGENT FOR THE TREATMENT OF
ELEVATED INTRAOCULAR PRESSURE

May 10, 2004

COMMISSIONER FOR PATENTS
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ALEXANDRIA, VIRGINIA 22313-1450

SIR:

INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. 1.97 and 1.98 and MPEP 609, and in compliance with the duty of disclosure set forth in 37 C.F.R. 1.56, applicant submit the attached PTO/SB/08A for consideration by the Patent and Trademark Office in the above-entitled application and to be made of record therein. In accordance with the OG notice of August 5, 2003 partially waiving the requirements of 37 C.F.R. 1.98(a)(2)(i), copies of the U.S. patent documents are not supplied. Applicant submits herewith copies of the foreign patent documents and literature references.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. §1.97(b) in that applicants believe that it is being filed prior to the mailing date of the first Office action on the merits. Accordingly, neither a statement nor fee under 37 C.F.R. §1.97(c) or (d) is required. However, if an Office action was issued prior to the

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date of mailing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge any required fees regarding this Information Disclosure Statement to Deposit Account No. 19-1345.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "E. Hejlek", written over the typed name.

Edward J. Hejlek, Reg. No. 31,525
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EJH/cms

PTO/SB/08A				Complete if Known	
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				First Named Inventor	Martin B. Wax
				Group Art Unit	
				Examiner Name	
Sheet	1	of	6	Attorney Docket No.	PHA 1001.1 (013321/1/US)

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
	1	5,858,702		Agre	01/12/1999
	2	5,741,671		Agre	04/21/1998
	3	5,972,882		Gattone, II	10/26/1999

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T ⁶
		Office	Number ⁴	Kind Code ² (if known)			
	4	JP	11279194		Santen Pharmaceutical Co., Ltd. (with English abstract)	10/12/1999	
	5	WO	01/12225	A1	Santen Pharmaceutical Co., Ltd.	02/22/2001	
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OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
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